

REMARKS

By way of this Amendment, Applicant has amended claim 1 to address and overcome the objection entered against claim 1 on page 2 of the Office Action. Also, claims 1 and 2 have been amended to remove the “-“ at the beginning of each claim recitation. Finally, the claims have been amended to clearly distinguish over the prior art, as discussed below.

Claims 1-8 are all the claims pending in the application. It is noted with appreciation that the Examiner has indicated that claims 2-5 contain allowable subject matter. On the other hand, the Examiner has rejected claims 1 and 6-8 under § 103(a) as being unpatentable over Mohtasham, et al. (U.S. Patent No. 5,184,865) in view of Kassai (U.S. Patent No. 4,386,790). For the following reasons, Applicant respectfully traverses these rejections.

In rejecting the claims, the Examiner relies on the embodiment in Mohtasham, et al. of Figures 1 and 2.

Mohtasham et al. discloses an insect netting assembly adapted to be collapsibly and removably secured to a baby stroller (*See*, column 1 lines 6-8). This netting assembly comprises an open weave fabric 20, 21 and a pair of arched spring rods 11. As follows from Figures 3 and 4 and column 3 lines 4-7, the opposing ends 12, 13 of the rods 11 are inserted into stopper loops 18 in the surrounding skirt 14 of the netting assembly, such that the spring rods will securely maintain and define the shape of the arched enclosure 5. The ends 12, 13 of the rods 11 thus are fixed to the netting assembly itself.

Subsequently, after the child is placed in the seat, the netting assembly is placed over the seat of the stroller. In order to take the child out, the netting assembly is to be removed. From this it is clear that the netting assembly is not permanently fixed to the stroller frame. According to Mohtasham, et al., the netting assembly is not fixed at all to the stroller frame, but is just

tightened about the baby stroller by means of an elastic material strip 17 about the lower peripheral edge 16 (*See*, column 1 lines 55-57 and column 2 lines 64-67).

Mohtasham et al. does not teach or suggest that one end 12, 13 of the rods 11 is jointed or fixed to a first point on the upright and the other end 12, 13 is jointed or fixed to a second point on the jointed structure. As said according to Mohtasham, the ends of the rods are attached to the netting itself, not to the stroller frame.

According to the invention, the support units are fixed to the upright and the jointed structure. Claims 1 and 8 have been amended to recite this distinguishing feature.

Additionally, claims 1 and 8 have been amended to recite the following additional features which are not taught or suggested by the prior art.:

- the support unit has an elongate form (for basis see page 8 line 21);
- there are two parallel support units;
- the seat comprising a seating place which is defined by a backrest 83, a seat part 81 and two opposing side covers 87, the backrest and seat lying between the side covers (see figure 5);
- each side cover 87 having a free edges facing away from the seat part and backrest (*See*, Figure 5), which free edge is defined by a said support unit 53.

In Mohtasham, et al., the spring rods 11 do not form part of the seating place but are arranged at a distance above the seating place to support a cover extending over the seating place. The advantages achieved with the invention are already explained in the application itself, *See*, page 12 lines 20-26.

Based on the foregoing, it is respectfully submitted that the claims patentably distinguish over the prior art. Indeed, Mohtasham, et al. includes a number of deficiencies and Kassai simply fails to compensate for these deficiencies.

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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